ARTICLES OF PEACE

Between

The Most Serene and Mighty PRINCE

CHARLES II.

By the Grace of God,

King of *England*, *Scotland*, *France* and *Ireland*,

Defender of the Faith, *&c.*

And Several

Indian Kings and Queens, *&c.*

Concluded the 29th day of *May*, 1677.

Published by His Majesties Command.

LONDON,

Printed by *John Bill*, *Christopher Barker*, *Thomas Newcomb* and *Henry Hills*, Printers to the Kings Most Excellent Majesty. 1677.

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Articles of Peace between the most Mighty Prince, and our Dread Sovereign Lord CHARLES *the Second, by the Grace of God, King of Great* Britain, France *and* Ireland, *Defender of the Faith, &c. And the Several* Indian *Kings and Queens, &c. Assenters and Subscribers hereunto, made and concluded at the Camp at* Middle Plantation *the* Twenty ninth *day of* May 1677. *being the day of the most happy Birth and Restauration of our said Sovereign Lord, and in the Nine and twentieth Year of His Majesties Reign, By the Right Honourable* Herbert Jefferies *Esquire, Lieutenant-Governour of His Majesties Colony of* Virginia.

Present,

The Honourable { Sir *John Berry* Knight, & *Francis Morison* Esq; } His most Sacred Majesties Commissioners appointed under the Great Seal of *England* for the Affairs of *Virginia*,

And

The Honourable Council of State of the said Colony.

WHereas His *most Sacred Majesty hath of His Own Royal Grace and meer Motion Intrusted to my Care and Endeavours the*

Renewing, Management and Concluding a good Peace with the Neighbour Indians: *In Order whereunto (with the Advice and Assistance of the Honourable* Sir John Berry *Knight, and* Francis Morison *Esquire) I have caused to be drawn up these ensuing Articles and Overtures, for the firm Grounding, and sure Establishment of a good and just Peace with the said* Indians. *And that it may be a Secure and Lasting one (Founded upon the strong Pillars of Reciprocal Justice) by Confirming to them their Just Rights, and by Redress of their Wrongs and Injuries, That so the great God (who is a God of Peace, and lover of Justice) may uphold and prosper this our Mutual League and Amity, It is hereby Concluded, Consented to, and mutually Agreed, as followeth:*

Artic. I.

Artic. I.

THat the respective *Indian* Kings and Queens do from henceforth acknowledge to have their immediate Dependency on, and own all Subjection to the Great King of *England*, our now Dread Sovereign, His Heirs and Successors, when they pay their Tribute to His Majesties Governour for the time being.

II.

That thereupon the said *Indian* Kings and Queens and their Subjects, shall hold their Lands, and have the same Confirmed to them and their Posterity, by Patent under the Seal of this His Majesties Colony, without any Fee, Gratuity or Reward for the same, in such sort, and in as free and firm manner as others His Majesties Subjects have and enjoy their Lands and Possessions, paying

ing yearly for and in lieu of a Quit Rent, or Acknowledgment for the same, onely Three *Indian* Arrows.

III.

That all *Indians* who are in Amity with Us, and have not Land sufficient to Plant upon, be (upon Information) forthwith provided for, and Land laid out and Confirmed to them as aforesaid, never to be disturbed therein, or taken from them, so long as they own, keep and maintain their due Obedience and Subjection to His Majesty, His Governour and Government, and Amity and Friendship towards the *English*.

IV.

Whereas by the mutual Discontents, Complaints, Jealousies and Fears of *English* and *Indians*, occasioned by the Violent Intrusions of divers *English* into their Lands, forcing the *Indians* by way of Revenge, to kill the Cattel and Hogs of the *English*, whereby

whereby Offence and Injuries being given and done on both sides, the Peace of this His Majesties Colony hath been much disturbed, and the late unhappy Rebellion by this means (in a great measure) begun and fomented, which hath Involved this Countrey into so much Ruine and Misery: For prevention of which Injuries, and evil consequences (as much as possibly we may) for time to come; It is hereby Concluded and Established, That no *English* shall Seat or Plant nearer then Three miles of any *Indian* Town; and whosoever hath made, or shall make any Incroachment upon their Lands, shall be removed from thence, and proceeded against as by the former Peace made, when the Honourable Colonel *Francis Morison* was Governour, and the Act of Assembly grounded thereupon, is Provided and Enacted.

V.

That the said *Indians* be well Secured and Defended in their Persons, Goods and Properties,

perties, against all hurts and injuries of the *English*; and that upon any breach or violation, hereof the aggrieved *Indians* do in the first place repair and Address themselves to the Governour, acquainting him therewith (without rashly and suddenly betaking themselves to any Hostile course for Satisfaction) who will Inflict such Punishment on the wilful Infringers hereof, as the Laws of *England* or this Countrey permit, and as if such hurt or injury had been done to any *Englishman*; which is but just and reasonable, they owning themselves to be under the Allegiance of His most Sacred Majesty.

VI.

That no *Indian* King or Queen be Imprisoned without a special Warrant from His Majesties Governour and Two of the Council, and that no other *Indian* be Imprisoned without a Warrant from a Justice of Peace, upon sufficient cause of Commitment.

VII. That

VII.

That the said *Indians* have and enjoy their wonted conveniences of Oyſtering, Fiſhing, and gathering Tuchahoe, Curtenemons, Wild Oats, Ruſhes, Puckoone, or any thing elſe (for their natural ſupport) not uſeful to the *Engliſh*, upon the *Engliſh* Dividends; Always provided they firſt repair to ſome Publick Magiſtrate of good Repute, and inform him of their number and buſineſs, who ſhall not refuſe them a Certificate upon this or any other Lawful occaſion, ſo that they make due return thereof when they come back, and go directly home about their buſineſs, without wearing or carrying any manner of Weapon, or lodging under any *Engliſhmans* Dwelling-houſe one night.

VIII.

That no Foreign *Indian* be ſuffered to come to any *Engliſh* Plantation without a friendly neighbour *Indian* in his company with ſuch

Certificate as aforesaid: and no *Indian* King is to refuse to send a safe Conduct with the Foreigner, upon any Lawful occasion of his coming in, and that no *Indian* do paint or disguise themselves when they come in.

IX.

That all *Indian* Kings and Queens Tributary to the *English*, having notice of any March of strange *Indians* near the *English* Quarters or Plantations, do forthwith repair to some one of the next Officers of the Militia, and acquaint him of their Nation, number, and design, and which way they bend their course.

X.

That if necessary, a convenient Party be presently sent out by the next Colonel of the Militia, to Aid, Strengthen and joyn with our friendly *Indians* against any Foreign Attempt, Incursion or Depredation upon the *Indian* Towns.

XI. That

XI.

That every *Indian* fit to bear Arms, of the Neighbouring Nations in Peace with us, have ſuch quantity of Powder and Shot allotted him, as the Right Honourable the Governour ſhall think ſufficient on any occaſion, and that ſuch numbers of them be ready to go out with our Forces upon any March againſt the Enemy, and to receive ſuch Pay for their good Services, as ſhall be thought fit.

XII.

That each *Indian* King and Queen have equal Power to Govern their own People, and none to have greater Power then other, Except the Queen of *Pamunkey*, to whom ſeveral ſcattered Nations do now again own their ancient Subjection, and are agreed to come in and Plant themſelves under her Power and Government; Who with her, are alſo hereby included into this preſent

League and Treaty of Peace, and are to keep and obſerve the ſame towards the ſaid Queen in all things, as her Subjects, as well as towards the *Engliſh*.

XIII.

That no perſon whatſoever ſhall entertain or keep any Neighbouring *Indian* as Servant, or otherwiſe, but by Licence of the Governour, and to be upon Obligation anſwerable for all Injuries and Damages by him or them happening to be done to any *Engliſh*.

XIV.

That no *Engliſh* harbour or entertain any Vagrant or Runaway *Indian*, but convey him home by way of Paſs, from Juſtice to Juſtice to his own Town, under Penalty of paying ſo much *per* day for harbouring him, as by the Law for entertaining of Runaways is recoverable.

XV. That

XV.

That no *Indian* (of those in Amity with us) shall serve for any longer time then *English* of the like Ages should serve by Act of Assembly, and shall not be sold as Slaves.

XVI.

That every *Indian* King and Queen in the Moneth of *March* every year, with some of their Great Men, shall tender their Obedience to the Right Honourable His Majesties Governour at the place of his Residence, wherever it shall be, and then and there pay the accustomed Tribute of Twenty Beaver Skins to the Governour, and also their Quit-Rent aforesaid, in acknowledgment they hold their Crowns and Lands of the Great King of *England*.

XVII.

That due care be had and taken that those *Indian* Kings and Queens, their Great Men and Attendants that come on any Publick

Business

Business to the Right Honourable the Governour, Council or Assembly, may be accommodated with Provisions and House-room at the Publick Charge, and that no *English* Subject shall abuse, revile, hurt or wrong them at any time in word or deed.

XVII.

That upon any Discord or Breach of Peace happening to arise between any of the *Indians* in Amity with the *English*, upon the first appearance and beginning thereof, and before they enter into any open Acts of Hostility or War one against another, they shall repair to His Majesties Governour, by whose Justice and Wisdom it is concluded such Difference shall be made up and decided, and to whose final Determination the said *Indians* shall submit and conform themselves.

XIX.

That for the preventing the frequent mischiefs

chiefs and mistakes occasioned by unfaithful and corrupt Interpreters, and for the more safety, satisfaction, and advantage both of the *Indians* and *English*, That there be one of each Nation of our Neighbouring *Indians* that can already speak, or may become capable of speaking *English*, admitted together with those of the *English*, to be their own Interpreters.

XX.

That the several *Indians* concluded in this Peace, do forthwith restore to the respective *English* Parents and Owners all such Children, Servants and Horses, which they have at any time taken from them, and are now remaining with them the said *Indians*, or which they can make discovery of.

XXI.

That the Trade with the said *Indians* be continued, limited, restrained or laid open, as shall make best for the Peace and Quiet

of

of the Countrey, upon which Affair the Governour will consult with the Council and Assembly, and conclude thereon at their next meeting.

The Sign of the Queen of Pamunkey, on behalf of her self and her several Indians under her Subjection.

The Sign of the Queen of Waonoke.

The Sign of the King of the Nanemond Indians.

The Sign of the King of the Mattowaya.

The Sign of Captain John Weak, Son to the Queen of Pamunkey.

Convenit cum Originali.

Test. Tho: Ludwell Secretary.

Memorandum,

Memorandum the 29th day of *May*, 1677.

THat this Instrument of Peace being Read and Expounded to the several *Indian* Kings and Queens then present (at the Court at *Middle Plantation*) by Interpreters Sworn truly to perform the same, the said *Indian* Kings and Queens Signed and delivered the Articles to the Honourable Governour upon their Knees, and received that other part, Signed and Delivered on behalf of the Kings Majesty, in the same posture of kneeling, of their own accords kissing the Paper as they Transferred it from hand to hand to each other, until every one had done the like Mark of Reverence to it, in sign of a most free and joyful acceptance of this Peace concluded with them. At the same time *Pericuhtah* King of the *Appomatucks* being then present, did earnestly desire to be admitted to the Signing this Peace with the rest; but he being suspected, and Complained of to have Committed by himself or Sub-

jects some Murthers on His Majesties Subjects of *England*, was not admitted or included into this League at that time, nor is to partake of the benefit of this Peace, before he shall have cleared himself of his Guilt imputed to him, and Committed since His Majesties Commissioners came into *Virginia*, as they were credibly informed; Which Exemption gave the *English* general satisfaction, to find there was so just Inquisition made of the Blood of their Slaughtered Brethren.

John Berry,

Francis Morison.

LONDON,

Printed by *John Bill, Christopher Barker, Thomas Newcomb* and *Henry Hills*, Printers to the Kings most Excellent Majesty, 1677.